AN ACT concerning school districts; creating the Kansas staff as first emergency responders (SAFER) act; exempting certain records from the open records act; closed or executive meetings of boards of education for certain purposes; amending K.S.A. 2017 Supp. 45-221, 72-6143, 75-7c03, 75-7c04, 75-7c05, 75-7c08, 75-7c10 and 75-4319 and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:

New Section 1. (a) The state board of education shall develop and adopt statewide standards for making all public schools and attendance centers operated by school districts in this state safe and secure. In developing such standards, the state board shall consult with the office of the adjutant general, the Kansas bureau of investigation, the department of health and environment and any other state agencies as deemed necessary by the state board.

(b) The standards developed by the state board under this section shall include, but are not limited to:

1. The infrastructure of school buildings and attendance centers operated by school districts in this state, including secured entrances, windows and other facets of the structural integrity of such buildings;
2. Security technology to be utilized in such buildings, including, but not limited to, intrusion detection systems and security cameras;
3. Communications systems, including, but not limited to, systems for interoperability between the school district and law enforcement agencies; and
4. Any other systems or facilities the state board deems necessary for the safety and security of such buildings.

(c) The state board shall notify all school districts of the standards adopted under this section on or before January 1, 2019. The state board shall also provide notice of the adopted standards to those state agencies set forth in subsection (a) and any other state agencies the state board consulted with in developing such standards. To the extent such standards contain emergency or security information or procedures, the state board shall maintain the confidentiality of such standards when sending notices pursuant to this subsection.

New Sec. 2. (a) The state board of education shall develop and adopt
statewide standards for school safety and security plans to be adopted by each school district. In developing such standards, the state board shall consult with the office of the adjutant general, the Kansas bureau of investigation, the department of health and environment and any other state agencies as deemed necessary by the state board.

(b) The standards developed by the state board under this section shall include, but are not limited to:

(1) Evaluation of the infrastructure of school buildings and attendance centers for compliance with standards adopted under section 1, and amendments thereto;

(2) training of school district employees on school safety and security policies and procedures, and conducting student drills on emergency situations;

(3) procedures for making notifications to individuals located outside of the school building during emergency situations and maintaining communication with law enforcement agencies and other necessary individuals;

(4) procedures for securing school buildings during an emergency situation;

(5) procedures for emergency evacuation of school buildings, including evacuation routes and sites;

(6) procedures for recovery after an emergency situation ceases;

(7) coordination and incorporation of school safety and security plans with existing school district emergency response plans;

(8) distribution of school safety and security plans to local law enforcement agencies and emergency management agencies;

(9) procedures for ensuring there is accountability for adopting and implementing the school safety and security plan in accordance with this act and the standards adopted by the state board; and

(10) any other policies and procedures the state board deems necessary for school safety and security plans.

(c) In developing standards for school safety and security plans under this section the state board shall identify roles and responsibilities for implementing school safety and security plans at the school district and school building level. The state board also shall identify the role of local law enforcement agencies and local emergency management agencies when partnering with school districts in the development and implementation of school safety and security plans.

(d) The state board may consider and utilize any materials, documentation or videos that are available through the United States department of homeland security in developing standards under this section.

(e) The state board shall notify all school districts of the standards
adopted under this section on or before January 1, 2019. The state board shall also provide notice of the adopted standards to those state agencies set forth in subsection (a) and any other state agencies the state board consulted with in developing such standards. To the extent such standards contain emergency or security information or procedures, the state board shall maintain the confidentiality of such standards when sending notices pursuant to this subsection.

New Sec. 3. (a) The board of education of each school district shall adopt a comprehensive school safety and security plan based on the statewide standards adopted by the state board of education under sections 1 and 2, and amendments thereto.

(b) Prior to the adoption of a school safety and security plan, each school district shall consult with one or more local law enforcement agencies and local emergency management agencies to review and evaluate: (1) Existing infrastructure of school buildings and attendance centers operated by such school district; and (2) current school district safety and security policies and procedures. The local law enforcement agencies and emergency management agencies may provide guidance on improving a school district's building infrastructure or safety and security policies and procedures. The review and evaluation, and any guidance provided as a result thereof, shall be done in accordance with the standards adopted by the state board of education under sections 1 and 2, and amendments thereto.

(c) Upon adoption of a school safety and security plan, the superintendent of the school district shall send a copy of such plan to each local law enforcement agency and emergency management agency the school district consulted with, and shall send a copy to the state board of education.

New Sec. 4. Any law enforcement agency and any law enforcement officer employed by such agency shall not be liable for any personal injury or property damage resulting from any act or omission committed by such agency or officer required or permitted by section 1, 2 or 3, and amendments thereto. A law enforcement agency or law enforcement officer who is the prevailing party in any action or other proceeding brought against such agency or officer for acts or omissions by such agency or officer while engaged in the discharge of such agency's or officer's duties under section 1, 2 or 3, and amendments thereto, may be awarded court costs and reasonable attorney fees.

New Sec. 5. (a) The board of education of any school district may authorize any employee of such district who has a license to carry a concealed handgun issued pursuant to K.S.A. 2017 Supp. 75-7c01 et seq., and amendments thereto, or who desires to obtain such license, to obtain a license with a SAFER schools endorsement. Any employee who has
obtained a SAFER schools endorsement on such employee's license to carry a concealed handgun shall be designated as a SAFER schools team member by the board of education of such district. All SAFER schools team members shall be authorized by the board of education of the district employing such members to carry a concealed handgun in any building of such district in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

(b) Any information regarding employees designated as SAFER schools team members, or otherwise authorized to carry a concealed handgun pursuant to K.S.A. 2017 Supp. 75-7c10, and amendments thereto, including any list of such employees, that is kept or maintained by a school district shall be considered confidential and shall not be subject to public disclosure. The board of education of any school district that authorizes employees to carry a concealed handgun pursuant to K.S.A. 2017 Supp. 75-7c10, and amendments thereto, shall adopt policies and procedures for maintaining the confidentiality of the names, addresses and other personally identifiable information of such employees. Any individual, association, partnership, corporation or other entity that willfully or knowingly discloses, permits or encourages disclosure of such confidential information shall be guilty of a class C misdemeanor.

New Sec. 6. (a) No insurance company shall charge unfair discriminatory premiums, policy fees or rates for, or refuse to provide, any policy or contract of real or personal property insurance, liability insurance or policy containing liability coverage for any unified school district solely because such school district authorizes employees of such school district to carry concealed handguns on the premises of schools and attendance centers operated by such school district, unless the rate differential, or refusal to provide, is based on sound actuarial principles or is related to actual or reasonably anticipated experience. No insurance company shall unfairly discriminate in the payments of dividends, other benefits payable under a policy, or in any of the terms and conditions of such policy or contract solely because the school district that is the owner of the policy or contract authorizes employees of such school district to carry concealed handguns on the premises of schools and attendance centers operated by such school district, unless the difference is based on sound actuarial principles or is related to actual or reasonably anticipated experience.

(b) Enforcement of the provisions of this section shall be in accordance with article 24 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto.

New Sec. 7. For the purposes of promoting the safety and protection of students and emphasizing how students should respond when encountering a firearm, the board of education of a school district may provide firearm safety education programs. The state board of education
shall establish curriculum guidelines for a standardized firearm safety education program. Such guidelines shall include, but not be limited to, accident prevention and: (a) For students enrolled in kindergarten and grades one through five, shall be based on the Eddie Eagle Gunsafe program offered by the national rifle association or any other evidence-based program or any successor program; (b) for students enrolled in grades six, seven and eight, shall be based on the Eddie Eagle Gunsafe program offered by the national rifle association or any successor program, the hunter education in our schools program offered by the Kansas department of wildlife, parks and tourism or any successor program, or any other evidence-based program or any successor program; and (c) for students enrolled in grades nine through 12, shall be based on the hunter education in our schools program offered by the Kansas department of wildlife, parks and tourism or any successor program, or any other evidence-based program or any successor program. If a board of education elects to provide firearm safety education, such instruction shall be in accordance with the guidelines established by the state board of education, and shall be offered so as to ensure that all students are provided the opportunity to take the course.

New Sec. 8. The provisions of sections 1 through 8, and amendments thereto, shall be known and may be cited as the Kansas staff as first emergency responders (SAFER) act.

Sec. 9. K.S.A. 2017 Supp. 45-221 is hereby amended to read as follows: 45-221. (a) Except to the extent disclosure is otherwise required by law, a public agency shall not be required to disclose:

(1) Records the disclosure of which is specifically prohibited or restricted by federal law, state statute or rule of the Kansas supreme court or rule of the senate committee on confirmation oversight relating to information submitted to the committee pursuant to K.S.A. 2017 Supp. 75-4315d, and amendments thereto, or the disclosure of which is prohibited or restricted pursuant to specific authorization of federal law, state statute or rule of the Kansas supreme court or rule of the senate committee on confirmation oversight relating to information submitted to the committee pursuant to K.S.A. 2017 Supp. 75-4315d, and amendments thereto, to restrict or prohibit disclosure.

(2) Records which are privileged under the rules of evidence, unless the holder of the privilege consents to the disclosure.

(3) Medical, psychiatric, psychological or alcoholism or drug dependency treatment records which pertain to identifiable patients.

(4) Personnel records, performance ratings or individually identifiable records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries or actual compensation employment contracts or employment-related contracts or
agreements and lengths of service of officers and employees of public agencies once they are employed as such.

(5) Information which would reveal the identity of any undercover agent or any informant reporting a specific violation of law.

(6) Letters of reference or recommendation pertaining to the character or qualifications of an identifiable individual, except documents relating to the appointment of persons to fill a vacancy in an elected office.

(7) Library, archive and museum materials contributed by private persons, to the extent of any limitations imposed as conditions of the contribution.

(8) Information which would reveal the identity of an individual who lawfully makes a donation to a public agency, if anonymity of the donor is a condition of the donation, except if the donation is intended for or restricted to providing remuneration or personal tangible benefit to a named public officer or employee.

(9) Testing and examination materials, before the test or examination is given or if it is to be given again, or records of individual test or examination scores, other than records which show only passage or failure and not specific scores.

(10) Criminal investigation records, except as provided herein. The district court, in an action brought pursuant to K.S.A. 45-222, and amendments thereto, may order disclosure of such records, subject to such conditions as the court may impose, if the court finds that disclosure:

(A) Is in the public interest;

(B) would not interfere with any prospective law enforcement action, criminal investigation or prosecution;

(C) would not reveal the identity of any confidential source or undercover agent;

(D) would not reveal confidential investigative techniques or procedures not known to the general public;

(E) would not endanger the life or physical safety of any person; and

(F) would not reveal the name, address, phone number or any other information which specifically and individually identifies the victim of any sexual offense in article 35 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 55 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto.

If a public record is discretionarily closed by a public agency pursuant to this subsection, the record custodian, upon request, shall provide a written citation to the specific provisions of paragraphs (A) through (F) that necessitate closure of that public record.

(11) Records of agencies involved in administrative adjudication or civil litigation, compiled in the process of detecting or investigating violations of civil law or administrative rules and regulations, if disclosure
would interfere with a prospective administrative adjudication or civil
litigation or reveal the identity of a confidential source or undercover
agent.

(12) Records of emergency or security information or procedures of a
public agency, or plans, drawings, specifications or related information for
any building or facility which is used for purposes requiring security
measures in or around the building or facility or which is used for the
generation or transmission of power, water, fuels or communications, if
disclosure would jeopardize security of the public agency, building or
facility.

(13) The contents of appraisals or engineering or feasibility estimates
or evaluations made by or for a public agency relative to the acquisition of
property, prior to the award of formal contracts therefor.

(14) Correspondence between a public agency and a private
individual, other than correspondence which is intended to give notice of
an action, policy or determination relating to any regulatory, supervisory or
enforcement responsibility of the public agency or which is widely
distributed to the public by a public agency and is not specifically in
response to communications from such a private individual.

(15) Records pertaining to employer-employee negotiations, if
disclosure would reveal information discussed in a lawful executive
session under K.S.A. 75-4319, and amendments thereto.

(16) Software programs for electronic data processing and
documentation thereof, but each public agency shall maintain a register,
open to the public, that describes:

(A) The information which the agency maintains on computer
facilities; and

(B) the form in which the information can be made available using
existing computer programs.

(17) Applications, financial statements and other information
submitted in connection with applications for student financial assistance
where financial need is a consideration for the award.

(18) Plans, designs, drawings or specifications which are prepared by
a person other than an employee of a public agency or records which are
the property of a private person.

(19) Well samples, logs or surveys which the state corporation
commission requires to be filed by persons who have drilled or caused to
be drilled, or are drilling or causing to be drilled, holes for the purpose of
discovery or production of oil or gas, to the extent that disclosure is
limited by rules and regulations of the state corporation commission.

(20) Notes, preliminary drafts, research data in the process of
analysis, unfunded grant proposals, memoranda, recommendations or
other records in which opinions are expressed or policies or actions are
proposed, except that this exemption shall not apply when such records are
publicly cited or identified in an open meeting or in an agenda of an open
meeting.

(21) Records of a public agency having legislative powers, which
records pertain to proposed legislation or amendments to proposed
legislation, except that this exemption shall not apply when such records
are:

(A) Publicly cited or identified in an open meeting or in an agenda of
an open meeting; or
(B) distributed to a majority of a quorum of any body which has
authority to take action or make recommendations to the public agency
with regard to the matters to which such records pertain.

(22) Records of a public agency having legislative powers, which
records pertain to research prepared for one or more members of such
agency, except that this exemption shall not apply when such records are:

(A) Publicly cited or identified in an open meeting or in an agenda of
an open meeting; or
(B) distributed to a majority of a quorum of any body which has
authority to take action or make recommendations to the public agency
with regard to the matters to which such records pertain.

(23) Library patron and circulation records which pertain to
identifiable individuals.

(24) Records which are compiled for census or research purposes and
which pertain to identifiable individuals.

(25) Records which represent and constitute the work product of an
attorney.

(26) Records of a utility or other public service pertaining to
individually identifiable residential customers of the utility or service.

(27) Specifications for competitive bidding, until the specifications
are officially approved by the public agency.

(28) Sealed bids and related documents, until a bid is accepted or all
bids rejected.

(29) Correctional records pertaining to an identifiable inmate or
release, except that:

(A) The name; photograph and other identifying information;
sentence data; parole eligibility date; custody or supervision level;
disciplinary record; supervision violations; conditions of supervision,
excluding requirements pertaining to mental health or substance abuse
counseling; location of facility where incarcerated or location of parole
office maintaining supervision and address of a releasee whose crime was
committed after the effective date of this act shall be subject to disclosure
to any person other than another inmate or releasee, except that the
disclosure of the location of an inmate transferred to another state pursuant
to the interstate corrections compact shall be at the discretion of the secretary of corrections;

(B) the attorney general, law enforcement agencies, counsel for the inmate to whom the record pertains and any county or district attorney shall have access to correctional records to the extent otherwise permitted by law;

(C) the information provided to the law enforcement agency pursuant to the sex offender registration act, K.S.A. 22-4901 et seq., and amendments thereto, shall be subject to disclosure to any person, except that the name, address, telephone number or any other information which specifically and individually identifies the victim of any offender required to register as provided by the Kansas offender registration act, K.S.A. 22-4901 et seq., and amendments thereto, shall not be disclosed; and

(D) records of the department of corrections regarding the financial assets of an offender in the custody of the secretary of corrections shall be subject to disclosure to the victim, or such victim's family, of the crime for which the inmate is in custody as set forth in an order of restitution by the sentencing court.

(30) Public records containing information of a personal nature where the public disclosure thereof would constitute a clearly unwarranted invasion of personal privacy.

(31) Public records pertaining to prospective location of a business or industry where no previous public disclosure has been made of the business' or industry's interest in locating in, relocating within or expanding within the state. This exception shall not include those records pertaining to application of agencies for permits or licenses necessary to do business or to expand business operations within this state, except as otherwise provided by law.

(32) Engineering and architectural estimates made by or for any public agency relative to public improvements.

(33) Financial information submitted by contractors in qualification statements to any public agency.

(34) Records involved in the obtaining and processing of intellectual property rights that are expected to be, wholly or partially vested in or owned by a state educational institution, as defined in K.S.A. 76-711, and amendments thereto, or an assignee of the institution organized and existing for the benefit of the institution.

(35) Any report or record which is made pursuant to K.S.A. 65-4922, 65-4923 or 65-4924, and amendments thereto, and which is privileged pursuant to K.S.A. 65-4915 or 65-4925, and amendments thereto.

(36) Information which would reveal the precise location of an archeological site.

(37) Any financial data or traffic information from a railroad
company, to a public agency, concerning the sale, lease or rehabilitation of
the railroad's property in Kansas.

(38) Risk-based capital reports, risk-based capital plans and
corrective orders including the working papers and the results of any
analysis filed with the commissioner of insurance in accordance with
K.S.A. 40-2c20 and 40-2d20, and amendments thereto.

(39) Memoranda and related materials required to be used to support
the annual actuarial opinions submitted pursuant to K.S.A. 40-409(b), and
amendments thereto.

(40) Disclosure reports filed with the commissioner of insurance
under K.S.A. 40-2,156(a), and amendments thereto.

(41) All financial analysis ratios and examination synopses
concerning insurance companies that are submitted to the commissioner by
the national association of insurance commissioners' insurance regulatory
information system.

(42) Any records the disclosure of which is restricted or prohibited by
a tribal-state gaming compact.

(43) Market research, market plans, business plans and the terms and
conditions of managed care or other third-party contracts, developed or
entered into by the university of Kansas medical center in the operation
and management of the university hospital which the chancellor of the
university of Kansas or the chancellor's designee determines would give an
unfair advantage to competitors of the university of Kansas medical center.

(44) The amount of franchise tax paid to the secretary of revenue or
the secretary of state by domestic corporations, foreign corporations,
domestic limited liability companies, foreign limited liability companies,
domestic limited partnership, foreign limited partnership, domestic limited
liability partnerships and foreign limited liability partnerships.

(45) Records, other than clinical investigation records, the disclosure
of which would pose a substantial likelihood of revealing security
measures that protect: (A) Systems, facilities or equipment used in the
production, transmission or distribution of energy, water or
communications services; (B) transportation and sewer or wastewater
treatment systems, facilities or equipment; or (C) private property or
persons, if the records are submitted to the agency. For purposes of this
paragraph, security means measures that protect against criminal acts
intended to intimidate or coerce the civilian population, influence
government policy by intimidation or coercion or to affect the operation of
government by disruption of public services, mass destruction,
assassination or kidnapping. Security measures include, but are not limited
to, intelligence information, tactical plans, resource deployment and
vulnerability assessments.

(46) Any information or material received by the register of deeds of
a county from military discharge papers, DD Form 214. Such papers shall
be disclosed: To the military dischargee; to such dischargee's immediate
family members and lineal descendants; to such dischargee's heirs, agents
or assigns; to the licensed funeral director who has custody of the body of
the deceased dischargee; when required by a department or agency of the
federal or state government or a political subdivision thereof; when the
form is required to perfect the claim of military service or honorable
discharge or a claim of a dependent of the dischargee; and upon the written
approval of the commissioner of veterans affairs, to a person conducting
research.

(47) Information that would reveal the location of a shelter or a
safehouse or similar place where persons are provided protection from
abuse or the name, address, location or other contact information of
alleged victims of stalking, domestic violence or sexual assault.

(48) Policy information provided by an insurance carrier in
accordance with K.S.A. 44-532(h)(1), and amendments thereto. This
exemption shall not be construed to preclude access to an individual
employer's record for the purpose of verification of insurance coverage or
to the department of labor for their business purposes.

(49) An individual's e-mail address, cell phone number and other
contact information which has been given to the public agency for the
purpose of public agency notifications or communications which are
widely distributed to the public.

(50) Information provided by providers to the local collection point
administrator or to the 911 coordinating council pursuant to the Kansas
911 act, and amendments thereto, upon request of the party submitting
such records.

(51) Records of a public agency on a public website which are
searchable by a keyword search and identify the home address or home
ownership of a law enforcement officer as defined in K.S.A. 2017 Supp.
21-5111, and amendments thereto, parole officer, probation officer, court
services officer or community correctional services officer. Such
individual officer shall file with the custodian of such record a request to
have such officer's identifying information restricted from public access on
such public website. Within 10 business days of receipt of such requests,
the public agency shall restrict such officer's identifying information from
such public access. Such restriction shall expire after five years and such
officer may file with the custodian of such record a new request for
restriction at any time.

(52) Records of a public agency on a public website which are
searchable by a keyword search and identify the home address or home
ownership of a federal judge, a justice of the supreme court, a judge of the
court of appeals, a district judge, a district magistrate judge, a municipal
judge, the United States attorney for the district of Kansas, an assistant United States attorney, a special assistant United States attorney, the attorney general, an assistant attorney general, a special assistant attorney general, a county attorney, an assistant county attorney, a special assistant county attorney, a district attorney, an assistant district attorney, a special assistant district attorney, a city attorney, an assistant city attorney or a special assistant city attorney. Such person shall file with the custodian of such record a request to have such person's identifying information restricted from public access on such public website. Within 10 business days of receipt of such requests, the public agency shall restrict such person's identifying information from such public access. Such restriction shall expire after five years and such person may file with the custodian of such record a new request for restriction at any time.

(53) Records of a public agency that would disclose the name, home address, zip code, e-mail address, phone number or cell phone number or other contact information for any person licensed to carry concealed handguns or of any person who enrolled in or completed any weapons training in order to be licensed or has made application for such license under the personal and family protection act, K.S.A. 2017 Supp. 75-7c01 et seq., and amendments thereto, shall not be disclosed unless otherwise required by law.

(54) Records of a utility concerning information about cyber security threats, attacks or general attempts to attack utility operations provided to law enforcement agencies, the state corporation commission, the federal energy regulatory commission, the department of energy, the southwest power pool, the North American electric reliability corporation, the federal communications commission or any other federal, state or regional organization that has a responsibility for the safeguarding of telecommunications, electric, potable water, waste water disposal or treatment, motor fuel or natural gas energy supply systems.

(55) Records of a public agency containing information or reports obtained and prepared by the office of the state bank commissioner in the course of licensing or examining a person engaged in money transmission business pursuant to K.S.A. 9-508 et seq., and amendments thereto, shall not be disclosed except pursuant to K.S.A. 9-513c, and amendments thereto, or unless otherwise required by law.

(56) (A) Standards adopted by the state board of education pursuant to section 1, and amendments thereto, for making all public schools and attendance centers operated by school districts in this state safe and secure.

(B) Standards adopted by the state board of education pursuant to section 2, and amendments thereto, for school safety and security plans for school districts.
(C) Comprehensive school safety and security plans adopted by the board of education of a school district pursuant to section 3, and amendments thereto.

(D) Records regarding school district employees designated as SAFER schools team members pursuant to section 5, and amendments thereto, or who are otherwise authorized to carry a concealed handgun pursuant to K.S.A. 2017 Supp. 75-7c10, and amendments thereto, including any list of such employees kept or maintained by the school district.

(b) Except to the extent disclosure is otherwise required by law or as appropriate during the course of an administrative proceeding or on appeal from agency action, a public agency or officer shall not disclose financial information of a taxpayer which may be required or requested by a county appraiser or the director of property valuation to assist in the determination of the value of the taxpayer's property for ad valorem taxation purposes; or any financial information of a personal nature required or requested by a public agency or officer, including a name, job description or title revealing the salary or other compensation of officers, employees or applicants for employment with a firm, corporation or agency, except a public agency. Nothing contained herein shall be construed to prohibit the publication of statistics, so classified as to prevent identification of particular reports or returns and the items thereof.

(c) As used in this section, the term "cited or identified" shall not include a request to an employee of a public agency that a document be prepared.

(d) If a public record contains material which is not subject to disclosure pursuant to this act, the public agency shall separate or delete such material and make available to the requester that material in the public record which is subject to disclosure pursuant to this act. If a public record is not subject to disclosure because it pertains to an identifiable individual, the public agency shall delete the identifying portions of the record and make available to the requester any remaining portions which are subject to disclosure pursuant to this act, unless the request is for a record pertaining to a specific individual or to such a limited group of individuals that the individuals' identities are reasonably ascertainable, the public agency shall not be required to disclose those portions of the record which pertain to such individual or individuals.

(e) The provisions of this section shall not be construed to exempt from public disclosure statistical information not descriptive of any identifiable person.

(f) Notwithstanding the provisions of subsection (a), any public record which has been in existence more than 70 years shall be open for inspection by any person unless disclosure of the record is specifically
prohibited or restricted by federal law, state statute or rule of the Kansas
supreme court or by a policy adopted pursuant to K.S.A. 72-6214, and
amendments thereto.

(g) Any confidential records or information relating to security
measures provided or received under the provisions of subsection (a)(45)
shall not be subject to subpoena, discovery or other demand in any
administrative, criminal or civil action.

Sec. 10. K.S.A. 2017 Supp. 72-6143 is hereby amended to read as
follows: 72-6143. (a) If a school employee has information that a pupil is a
pupil to whom the provisions of this subsection apply, the school
employee shall report such information and identify the pupil to the
superintendent of schools. The superintendent of schools shall investigate
the matter and, upon determining that the identified pupil is a pupil to
whom the provisions of this subsection apply, shall provide the reported
information and identify the pupil to all school employees who are directly
involved or likely to be directly involved in teaching or providing other
school related services to the pupil. The provisions of this subsection apply
to:

(1) Any pupil who has been expelled for the reason provided by
K.S.A. 2017 Supp. 72-6114(c), and amendments thereto, for conduct
which endangers the safety of others;

(2) any pupil who has been expelled for the reason provided by
K.S.A. 2017 Supp. 72-6114(d), and amendments thereto;

(3) any pupil who has been expelled under a policy adopted pursuant
to K.S.A. 2017 Supp. 72-6132, and amendments thereto;

(4) any pupil who has been adjudged to be a juvenile offender and
whose offense, if committed by an adult, would constitute a felony under
the laws of Kansas or the state where the offense was committed, except
any pupil adjudicated as a juvenile offender for a felony theft offense
involving no direct threat to human life; and

(5) any pupil who has been tried and convicted as an adult of any
felony, except any pupil convicted of a felony theft crime involving no
direct threat to human life.

A school employee and the superintendent of schools shall not be
required to report information concerning a pupil specified in this
subsection if the expulsion, adjudication as a juvenile offender or
conviction of a felony occurred more than 365 days prior to the school
employee's report to the superintendent of schools.

(b) Each board of education shall adopt a policy that includes:

(1) A requirement that an immediate report be made to the
appropriate state or local law enforcement agency by or on behalf of any
school employee who knows or has reason to believe that an act has been
committed at school, on school property, or at a school supervised activity
and that the act involved conduct which constitutes the commission of a felony or misdemeanor or which involves the possession, use or disposal of explosives, firearms or other weapons, provided that the report would not violate the terms of the memorandum of understanding approved by the school employee's school district pursuant to subsection (i); and

(2) the procedures for making such a report.

(c) School employees shall not be subject to the provisions of K.S.A. 2017 Supp. 72-6144(b), and amendments thereto, if:

(1) They follow the procedures from a policy adopted pursuant to the provisions of subsection (b); or

(2) their board of education fails to adopt such policy.

(d) Each board of education shall annually compile and report to the state board of education at least the following information relating to school safety and security: The types and frequency of criminal acts that are required to be reported pursuant to the provisions of subsection (b), arrests and referrals to law enforcement or juvenile intake and assessment services made in connection to the criminal act, disaggregated by occurrences at school, on school property and at school supervised activities. The data must include an analysis according to race, gender and any other relevant demographic information. The report shall be incorporated into and become part of the current report required under the quality performance accreditation system.

(e) Each board of education shall make available to pupils and their parents, to school employees and, upon request, to others, district policies and reports concerning school safety and security, except that the provisions of this subsection shall not apply to reports made by a superintendent of schools and school employees pursuant to subsection (a).

(f) Nothing in this section shall be construed or operate in any manner so as to prevent any school employee from reporting criminal acts to school officials and to appropriate state and local law enforcement agencies.

(g) The state board of education shall extract the information relating to school safety and security from the quality performance accreditation report and transmit the information to the governor, the legislature, the attorney general, the secretary of health and environment, the secretary for children and families and the commissioner of juvenile justice.

(h) No board of education, member of any such board, superintendent of schools or school employee shall be liable for damages in a civil action resulting from a person's good faith acts or omissions in complying with the requirements or provisions of the Kansas school safety and security act.

(i) The state board of education shall require that the superintendent
of schools in each school district or the superintendent's designee develop, approve and submit to the state board of education a memorandum of understanding developed in collaboration with relevant stakeholders, including law enforcement agencies, the courts and the district and county attorneys, establishing clear guidelines for how and when school-based behaviors are referred to law enforcement or the juvenile justice system with the goal of reducing such referrals and protecting public safety. The state board of education shall provide a report annually to the department of corrections and to the office of judicial administration compiling school district compliance and summarizing the content of each memorandum of understanding.

(j) Any pupil, teacher, administrator or other individual, regardless of whether such individual is employed by a school district, may report any pupil to whom subsection (a) applies through the SAFER schools hotline maintained by the Kansas bureau of investigation. All reports made through the SAFER schools hotline shall be investigated in accordance with the provisions of this section. Each school district shall prominently publish the SAFER schools hotline on the homepage of such district's website. The Kansas bureau of investigation shall establish and maintain a

Sec. 11. K.S.A. 2017 Supp. 75-7c03 is hereby amended to read as follows: 75-7c03. (a) The attorney general shall issue licenses to carry concealed handguns to persons who comply with the application and training requirements of this act and who are not disqualified under K.S.A. 2017 Supp. 75-7c04, and amendments thereto. Such licenses shall be valid throughout the state for a period of four years from the date of issuance. The availability of licenses to carry concealed handguns under this act shall not be construed to impose a general prohibition on the carrying of handguns without such license, whether carried openly or concealed, or loaded or unloaded.

(b) The license shall be a separate card, in a form prescribed by the attorney general, that is approximately the size of a Kansas driver's license and shall bear the licensee's signature, name, address, date of birth and driver's license number or nondriver's identification card number except that the attorney general shall assign a unique number for military applicants or their dependents described in K.S.A. 2017 Supp. 75-7c05(a)(1)(B), and amendments thereto.

(c) The attorney general shall issue a license to carry a concealed handgun with a SAFER schools endorsement to any person who is eligible for such endorsement and who complies with the application and training requirements of this act for such endorsement. A license with a SAFER schools endorsement shall be valid for a period of four years from the date of issuance and may be renewed in accordance with K.S.A. 2017 Supp. 75-
7c08, and amendments thereto. The SAFER schools endorsement shall be
prominently displayed on the front of the license in such form as
prescribed by the attorney general.

Sec. 12. K.S.A. 2017 Supp. 75-7c04 is hereby amended to read as
follows: 75-7c04. (a) The attorney general shall not issue a license
pursuant to this act if the applicant:

(1) Is not a resident of the county where application for licensure is
made or is not a resident of the state;

(2) is prohibited from shipping, transporting, possessing or receiving
a firearm or ammunition under 18 U.S.C. § 922(g) or (n), and amendments
thereto, or K.S.A. 21-4204, prior to its repeal, or K.S.A. 2017 Supp. 21-
6301(a)(10) through (a)(13) or K.S.A. 2017 Supp. 21-6304(a)(1) through
(a)(3), and amendments thereto; or

(3) is less than 21 years of age.

(b) (1) The attorney general shall adopt rules and regulations
establishing procedures and standards as authorized by this act for an
eight-hour handgun safety and training course required by this section.
Such standards shall include: (A) A requirement that trainees receive
training in the safe storage of handguns, actual firing of handguns and
instruction in the laws of this state governing the carrying of concealed
handguns and the use of deadly force; (B) general guidelines for courses
which are compatible with the industry standard for basic handgun training
for civilians; (C) qualifications of instructors; and (D) a requirement that
the course be: (i) A handgun course certified or sponsored by the attorney
genral; or (ii) a handgun course certified or sponsored by the national
rifle association or by a law enforcement agency, college, private or public
institution or organization or handgun training school, if the attorney
general determines that such course meets or exceeds the standards
required by rules and regulations adopted by the attorney general and is
taught by instructors certified by the attorney general or by the national
rifle association, if the attorney general determines that the requirements
for certification of instructors by such association meet or exceed the
standards required by rules and regulations adopted by the attorney
general. Any person wanting to be certified by the attorney general as an
instructor shall submit to the attorney general an application in the form
required by the attorney general and a fee not to exceed $150.

(2) The cost of the handgun safety and training course required by
this section shall be paid by the applicant. The following shall constitute
satisfactory evidence of satisfactory completion of an approved handgun
safety and training course:

(A) Evidence of completion of a course that satisfies the requirements
of subsection (b)(1), in the form provided by rules and regulations adopted
by the attorney general;
(B) an affidavit from the instructor, school, club, organization or
group that conducted or taught such course attesting to the completion of
the course by the applicant;
(C) evidence of completion of a course offered in another jurisdiction
which is determined by the attorney general to have training requirements
that are equal to or greater than those required by this act; or
(D) a determination by the attorney general pursuant to subsection
(e) (d).

(c) (1) The attorney general shall only issue a license with a SAFER
schools endorsement to applicants who have been authorized by the board
of education of the school district employing such applicant to carry a
concealed handgun in the buildings operated by such school district
pursuant to K.S.A. 2017 Supp. 75-7c10(d), and amendments thereto.

(2) The attorney general shall adopt rules and regulations
establishing procedures and standards as authorized by this act for a
SAFER schools handgun safety and training course required for any
person applying for a license with a SAFER schools endorsement. Such
standards shall include: (A) A requirement that trainees satisfy the
handgun safety and training course required under subsection (b); (B) a
requirement that trainees receive specific training designed for school
district employees based on guidelines for such training developed by the
commission on peace officers' standards and training; (C) qualifications
of instructors; and (D) a requirement that the course be provided by a
handgun course instructor certified by the attorney general or by a law
enforcement officer who is working with the school district employing the
trainee.

(e) (d) The attorney general may:
(1) Create a list of concealed carry handgun licenses or permits issued
by other jurisdictions which the attorney general finds have training
requirements that are equal to or greater than those of this state; and
(2) review each application received pursuant to K.S.A. 2017 Supp.
75-7c05, and amendments thereto, to determine if the applicant's previous
training qualifications were equal to or greater than those of this state.

(d) (e) For the purposes of this section:
(1) "Equal to or greater than" means the applicant's prior training
meets or exceeds the training established in this section by having
required, at a minimum, the applicant to: (A) Receive instruction on the
laws of self-defense; and (B) demonstrate training and competency in the
safe handling, storage and actual firing of handguns.
(2) "Jurisdiction" means another state or the District of Columbia.
(3) "License or permit" means a concealed carry handgun license or
permit from another jurisdiction which has not expired and, except for any
residency requirement of the issuing jurisdiction, is currently in good
Sec. 13. K.S.A. 2017 Supp. 75-7c05 is hereby amended to read as follows: 75-7c05. (a) The application for a license pursuant to this act shall be completed, under oath, on a form prescribed by the attorney general and shall only include:

1. Subject to the provisions of subsection (a)(1)(B), the name, address, social security number, Kansas driver's license number or Kansas nondriver's license identification number, place and date of birth, a photocopy of the applicant's driver's license or nondriver's identification card and a photocopy of the applicant's certificate of training course completion; (B) in the case of an applicant who presents proof that such person is on active duty with any branch of the armed forces of the United States, or is the dependent of such a person, and who does not possess a Kansas driver's license or Kansas nondriver's license identification, the number of such license or identification shall not be required;

2. a statement that the applicant is in compliance with criteria contained within K.S.A. 2017 Supp. 75-7c04, and amendments thereto;

3. a statement that the applicant has been furnished a copy of this act and is knowledgeable of its provisions;

4. a conspicuous warning that the application is executed under oath and that a false answer to any question, or the submission of any false document by the applicant, subjects the applicant to criminal prosecution under K.S.A. 2017 Supp. 21-5903, and amendments thereto;

5. a statement that the applicant desires a concealed handgun license as a means of lawful self-defense; and

6. a statement that the applicant is applying for a SAFER schools endorsement for such license, if applicable.

(b) Except as otherwise provided in subsection (i) (j), the applicant shall submit to the sheriff of the county where the applicant resides, during any normal business hours:

1. A completed application described in subsection (a);

2. a nonrefundable license fee of $132.50, if the applicant has not previously been issued a statewide license or if the applicant's license has permanently expired, which fee shall be in the form of two cashier's checks, personal checks or money orders of $32.50 payable to the sheriff of the county where the applicant resides and $100 payable to the attorney general;

3. if applicable, a photocopy of the proof of training required by K.S.A. 2017 Supp. 75-7c04(b)(1), and amendments thereto; and

4. a full frontal view photograph of the applicant taken within the preceding 30 days.

(c) (1) Except as otherwise provided in subsection (i) (j), the sheriff, upon receipt of the items listed in subsection (b), shall provide for the full
set of fingerprints of the applicant to be taken and forwarded to the attorney general for purposes of a criminal history records check as provided by subsection (d). In addition, the sheriff shall forward to the attorney general the application and the portion of the original license fee which is payable to the attorney general. The cost of taking such fingerprints shall be included in the portion of the fee retained by the sheriff. Notwithstanding anything in this section to the contrary, an applicant shall not be required to submit fingerprints for a renewal application under K.S.A. 2017 Supp. 75-7c08, and amendments thereto.

(2) The sheriff of the applicant's county of residence or the chief law enforcement officer, at the sheriff's or chief law enforcement officer's discretion, may participate in the process by submitting a voluntary report to the attorney general containing readily discoverable information, corroborated through public records, which, when combined with another enumerated factor, establishes that the applicant poses a significantly greater threat to law enforcement or the public at large than the average citizen. Any such voluntary reporting shall be made within 45 days after the date the sheriff receives the application. Any sheriff or chief law enforcement officer submitting a voluntary report shall not incur any civil or criminal liability as the result of the good faith submission of such report.

(3) All funds retained by the sheriff pursuant to the provisions of this section shall be credited to a special fund of the sheriff's office which shall be used solely for the purpose of administering this act.

(d) Each applicant shall be subject to a state and national criminal history records check which conforms to applicable federal standards, including an inquiry of the national instant criminal background check system for the purpose of verifying the identity of the applicant and whether the applicant has been convicted of any crime or has been the subject of any restraining order or any mental health related finding that would disqualify the applicant from holding a license under this act. The attorney general is authorized to use the information obtained from the state or national criminal history record check to determine the applicant's eligibility for such license.

(e) Within 90 days after the date of receipt of the items listed in subsection (b), the attorney general shall:

(1) Issue the license and certify the issuance to the department of revenue; or

(2) deny the application based solely on: (A) The report submitted by the sheriff or other chief law enforcement officer under subsection (c)(2) for good cause shown therein; or (B) the ground that the applicant is disqualified under the criteria listed in K.S.A. 2017 Supp. 75-7c04, and amendments thereto. If the attorney general denies the application, the
attorney general shall notify the applicant in writing, stating the ground for
denial and informing the applicant the opportunity for a hearing pursuant
to the Kansas administrative procedure act.

(f) Each person issued a license shall pay to the department of
revenue a fee for the cost of the license which shall be in amounts equal to
the fee required pursuant to K.S.A. 8-243 and 8-246, and amendments
thereto, for replacement of a driver's license.

(g) (1) A person who possesses a license to carry a concealed
handgun issued pursuant to this act may apply for a SAFER schools
endorsement for such license. The application for a SAFER schools
endorsement shall be completed, under oath, on a form prescribed by the
attorney general and shall only include: (A) A photocopy of the applicant's
license to carry a concealed handgun; (B) a photocopy of the applicant's
certificate of completion of the SAFER schools handgun safety and
training course; (C) a photocopy of the resolution adopted by the board of
education of the school district authorizing such applicant to carry a
concealed handgun in any building operated by such school district; (D) a
statement that the applicant is in compliance with criteria contained
within K.S.A. 2017 Supp. 75-7c04, and amendments thereto; and (E) a
conspicuous warning that the application is executed under oath and that
a false answer to any question, or the submission of any false document by
the applicant, subjects the applicant to criminal prosecution under K.S.A.
2017 Supp. 21-5903, and amendments thereto.

(2) All applications for a SAFER schools endorsement shall be
submitted to the attorney general along with a nonrefundable endorsement
fee of $50. Within 90 days after the date of receipt of the items listed in
paragraph (1), the attorney general shall either issue a new license with a
SAFER schools endorsement and certify the issuance to the department of
revenue, or deny the application based solely on the applicant's
disqualification under the criteria listed in K.S.A. 2017 Supp. 75-7c04,
and amendments thereto. If the attorney general denies the application,
the attorney general shall notify the applicant in writing, stating the
reasons for denial and informing the applicant the opportunity for a
hearing pursuant to the Kansas administrative procedure act.

(4) (h) (1) A person who is a retired law enforcement officer, as
defined in K.S.A. 2017 Supp. 21-5111, and amendments thereto, shall be:
(A) Required to pay an original license fee as provided in subsection (b)
(2), to be forwarded by the sheriff to the attorney general; (B) exempt from
the required completion of a handgun safety and training course if such
person was certified by the Kansas commission on peace officer's
standards and training, or similar body from another jurisdiction, not more
than eight years prior to submission of the application; (C) required to pay
the license renewal fee; (D) required to pay to the department of revenue
the fees required by subsection (f); and (E) required to comply with the
criminal history records check requirement of this section.

(2) Proof of retirement as a law enforcement officer shall be required
and provided to the attorney general in the form of a letter from the agency
head, or their designee, of the officer's retiring agency that attests to the
officer having retired in good standing from that agency as a law
enforcement officer for reasons other than mental instability and that the
officer has a nonforfeitable right to benefits under a retirement plan of the
agency.

(h) (i) A person who is a corrections officer, a parole officer or a
corrections officer employed by the federal bureau of prisons, as defined
by K.S.A. 75-5202, and amendments thereto, shall be: (1) Required to pay
an original license fee as provided in subsection (b)(2); (2) exempt from
the required completion of a handgun safety and training course if such
person was issued a certificate of firearms training by the department of
corrections or the federal bureau of prisons or similar body not more than
one year prior to submission of the application; (3) required to pay the
license renewal fee; (4) required to pay to the department of revenue the
fees required by subsection (f); and (5) required to comply with the
criminal history records check requirement of this section.

(i) (j) A person who presents proof that such person is on active duty
with any branch of the armed forces of the United States and is stationed at
a United States military installation located outside this state, may submit
by mail an application described in subsection (a) and the other materials
required by subsection (b) to the sheriff of the county where the applicant
resides. Provided the applicant is fingerprinted at a United States military
installation, the applicant may submit a full set of fingerprints of such
applicant along with the application. Upon receipt of such items, the
sheriff shall forward to the attorney general the application and the portion
of the original license fee which is payable to the attorney general.

(k) The provisions of subsections (h), (i) and (j) shall not apply to any
person applying for a license with a SAFER schools endorsement.

Sec. 14. K.S.A. 2017 Supp. 75-7c08 is hereby amended to read as
follows: 75-7c08. (a) Not less than 90 days prior to the expiration date of
the license, the attorney general shall mail to the licensee a written notice
of the expiration and a renewal form prescribed by the attorney general.
The licensee shall renew the license on or before the expiration date by
filing with the attorney general the renewal form, a notarized affidavit,
either in person or by certified mail, stating that the licensee remains
qualified pursuant to the criteria specified in K.S.A. 2017 Supp. 75-7c04,
and amendments thereto, a full frontal view photograph of the applicant
taken within the preceding 30 days and a nonrefundable license renewal
fee of $25 payable to the attorney general. The attorney general shall
complete a name-based background check, including a search of the national instant criminal background check system database. A licensee who fails to file a renewal application on or before the expiration date of the license must pay an additional late fee of $15. A renewal application is considered filed on the date the renewal form, affidavit, and required fees are delivered in person to the attorney general's office or on the date a certified mailing to the attorney general's office containing these items is postmarked.

(b) Upon receipt of a renewal application as specified in subsection (a), a background check in accordance with subsection (d) of K.S.A. 2017 Supp. 75-7c05(d), and amendments thereto, shall be completed. Fingerprints shall not be required for renewal applications. If the licensee is not disqualified as provided by this act, the license shall be renewed upon receipt by the attorney general of the items listed in subsection (a) and the completion of the background check.

(c) No license shall be renewed if the renewal application is filed six months or more after the expiration date of the license, and such license shall be deemed to be permanently expired. A person whose license has been permanently expired may reapply for licensure but an application for licensure and fees pursuant to K.S.A. 2017 Supp. 75-7c05, and amendments thereto, shall be submitted, and a background investigation including the submission of fingerprints, shall be conducted pursuant to the provisions of that section.

(d) In addition to the requirements of subsection (a), any renewal application for a license with a SAFER schools endorsement shall include certification that the applicant has passed the handgun safety and training test required by K.S.A. 2017 Supp. 75-7c04(c), and amendments thereto, within the preceding 30 days.

Sec. 15. K.S.A. 2017 Supp. 75-7c10 is hereby amended to read as follows: 75-7c10. Subject to the provisions of K.S.A. 2017 Supp. 75-7c20, and amendments thereto:

(a) The carrying of a concealed handgun shall not be prohibited in any building unless such building is conspicuously posted in accordance with rules and regulations adopted by the attorney general.

(b) Nothing in this act shall be construed to prevent any private employer from restricting or prohibiting by personnel policies persons from carrying a concealed handgun while on the premises of the employer's business or while engaged in the duties of the person's employment by the employer, except that no employer may prohibit possession of a handgun in a private means of conveyance, even if parked on the employer's premises.

(c) (1) Any private entity which provides adequate security measures in a private building and which conspicuously posts signage in accordance
with this section prohibiting the carrying of a concealed handgun in such
building shall not be liable for any wrongful act or omission relating to
actions of persons carrying a concealed handgun concerning acts or
omissions regarding such handguns.

(2) Any private entity which does not provide adequate security
measures in a private building and which allows the carrying of a
concealed handgun shall not be liable for any wrongful act or omission
relating to actions of persons carrying a concealed handgun concerning
acts or omissions regarding such handguns.

(3) Nothing in this act shall be deemed to increase the liability of any
private entity where liability would have existed under the personal and
family protection act prior to the effective date of this act.

(d) The governing body or the chief administrative officer, if no
governing body exists, of any of the following institutions may permit any
employee, who is legally qualified, to carry a concealed handgun in any
building of such institution, if the employee meets such institution's own
policy requirements regardless of whether such building is conspicuously
posted in accordance with the provisions of this section:

(1) A unified school district;

(2) a postsecondary educational institution, as defined in K.S.A. 74-
3201b, and amendments thereto;

(3) a state or municipal-owned medical care facility, as defined in
K.S.A. 65-425, and amendments thereto;

(4) a state or municipal-owned adult care home, as defined in K.S.A.
39-923, and amendments thereto;

(5) a community mental health center organized pursuant to K.S.A.
19-4001 et seq., and amendments thereto; or

(6) an indigent health care clinic, as defined by K.S.A. 2017 Supp.
65-7402, and amendments thereto.

(e) (1) No public employer shall restrict or otherwise prohibit by
personnel policies any employee, who is legally qualified, from carrying
any concealed handgun while engaged in the duties of such employee's
employment outside of such employer's place of business, including while
in a means of conveyance. Public employers shall not be liable for any
wrongful or negligent act of an employee carrying a concealed handgun
that is not being carried in the course and scope of such employee's
employment, concerning acts or omissions regarding such handguns.

(2) In any action against a unified school district arising out of acts
or omissions regarding the possession or use of firearms on the premises
of such school district, there shall be a rebuttable presumption of
negligence on the part of such school district when it is shown by evidence
that such school district did not authorize any employee of such school
district, other than school security officers, to carry concealed handguns
in buildings operated by such school district pursuant to subsection (d).

(f) (1) It shall be a violation of this section to carry a concealed handgun in violation of any restriction or prohibition allowed by subsection (a) or (b) if the building is posted in accordance with rules and regulations adopted by the attorney general pursuant to subsection (j). Any person who violates this section shall not be subject to a criminal penalty but may be subject to denial to such premises or removal from such premises.

(2) Notwithstanding the provisions of subsection (a) or (b), it is not a violation of this section for the United States attorney for the district of Kansas, the attorney general, any district attorney or county attorney, any assistant United States attorney if authorized by the United States attorney for the district of Kansas, any assistant attorney general if authorized by the attorney general, or any assistant district attorney or assistant county attorney if authorized by the district attorney or county attorney by whom such assistant is employed, to possess a handgun within any of the buildings described in subsection (a) or (b), subject to any restrictions or prohibitions imposed in any courtroom by the chief judge of the judicial district.

(g) The provisions of this section shall not apply to the carrying of a concealed handgun in the state capitol.

(h) For the purposes of this section:

(1) "Adequate security measures" shall have the same meaning as the term is defined in K.S.A. 2017 Supp. 75-7c20, and amendments thereto;

(2) "building" shall not include any structure, or any area of any structure, designated for the parking of motor vehicles; and

(3) "public employer" means the state and any municipality as those terms are defined in K.S.A. 75-6102, and amendments thereto, except the term "public employer" shall not include school districts.

(i) Nothing in this act shall be construed to authorize the carrying or possession of a handgun where prohibited by federal law.

(j) The attorney general shall adopt rules and regulations prescribing the location, content, size and other characteristics of signs to be posted on a building where carrying a concealed handgun is prohibited pursuant to subsections (a) and (b). Such regulations shall prescribe, at a minimum,
that:

(1) The signs be posted at all exterior entrances to the prohibited buildings;
(2) the signs be posted at eye level of adults using the entrance and not more than 12 inches to the right or left of such entrance;
(3) the signs not be obstructed or altered in any way; and
(4) signs which become illegible for any reason be immediately replaced.

Sec. 16. K.S.A. 2017 Supp. 75-4319 is hereby amended to read as follows: 75-4319. (a) Upon formal motion made, seconded and carried, all public bodies and agencies subject to the open meetings act may recess, but not adjourn, open meetings for closed or executive meetings. Any motion to recess for a closed or executive meeting shall include: (1) A statement describing the subjects to be discussed during the closed or executive meeting; (2) the justification listed in subsection (b) for closing the meeting; and (3) the time and place at which the open meeting shall resume. The complete motion shall be recorded in the minutes of the meeting and shall be maintained as a part of the permanent records of the public body or agency. Discussion during the closed or executive meeting shall be limited to those subjects stated in the motion.

(b) Justifications for recess to a closed or executive meeting may only include the following, the need:

(1) To discuss personnel matters of nonelected personnel;
(2) for consultation with an attorney for the public body or agency which would be deemed privileged in the attorney-client relationship;
(3) to discuss employer-employee negotiations whether or not in consultation with the representative or representatives of the public body or agency;
(4) to discuss data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorships;
(5) to discuss matters relating to actions adversely or favorably affecting a person as a student, patient or resident of a public institution, except that any such person shall have the right to a public hearing if requested by the person;
(6) for the preliminary discussion of the acquisition of real property;
(7) to discuss matters relating to parimutuel racing permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 74-8804, and amendments thereto;
(8) to discuss matters relating to the care of children permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 2017 Supp. 38-2212(d)(1) or 38-2213(e), and amendments thereto;
(9) to discuss matters relating to the investigation of child deaths permitted to be discussed in a closed or executive meeting pursuant to
K.S.A. 22a-243(j), and amendments thereto;
(10) to discuss matters relating to patients and providers permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 39-7,119(g), and amendments thereto;
(11) to discuss matters required to be discussed in a closed or executive meeting pursuant to a tribal-state gaming compact;
(12) to discuss matters relating to security measures, if the discussion of such matters at an open meeting would jeopardize such security measures, that protect: (A) Systems, facilities or equipment used in the production, transmission or distribution of energy, water or communications services; (B) transportation and sewer or wastewater treatment systems, facilities or equipment; (C) a public body or agency, public building or facility or the information system of a public body or agency; or (D) private property or persons, if the matter is submitted to the public body or agency for purposes of this paragraph. For purposes of this paragraph, security means measures that protect against criminal acts intended to intimidate or coerce the civilian population, influence government policy by intimidation or coercion or to affect the operation of government by disruption of public services, mass destruction, assassination or kidnapping. Security measures include, but are not limited to, intelligence information, tactical plans, resource deployment and vulnerability assessments;
(13) to discuss matters relating to maternity centers and child care facilities permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 65-525(d), and amendments thereto;
(14) to discuss matters relating to the office of inspector general permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 2017 Supp. 75-7427, and amendments thereto; and
(15) for the governor's domestic violence fatality review board to conduct case reviews; and
(16) to discuss matters relating to the authorization of school district employees to carry concealed handguns pursuant to K.S.A. 2017 Supp. 75-7c10, and amendments thereto, or the designation of SAFER schools team members pursuant to section 5, and amendments thereto.
(c) No binding action shall be taken during closed or executive recesses, and such recesses shall not be used as a subterfuge to defeat the purposes of this act.
(d) Any confidential records or information relating to security measures provided or received under the provisions of subsection (b)(12), shall not be subject to subpoena, discovery or other demand in any administrative, criminal or civil action.
Sec. 17. K.S.A. 2017 Supp. 45-221, 72-6143, 75-7c03, 75-7c04, 75-7c05, 75-7c08, 75-7c10 and 75-4319 are hereby repealed.
Sec. 18. This act shall take effect and be in force from and after its publication in the Kansas register.